

SEP-16-03

02:21PM

FROM- MATTINGLY, STANGER & MALUR, P.C.

+ 703 684 1157

T-126 P.026/037 F-361

**MATTINGLY, STANGER & MALUR, P.C.**

ATTORNEYS AT LAW

1800 DIAGONAL ROAD, SUITE 370

ALEXANDRIA, VIRGINIA 22314

JOHN R. MATTINGLY\*  
DANIEL J. STANGER  
SHRINATH MALUR\*

GENE W. STOCKMAN  
OF COUNSEL

JEFFREY M. KETCHUM  
Registered Patent Agent

\* Bar Membership Other Than Virginia

PATENT, TRADEMARK  
AND COPYRIGHT LAW

FACSIMILE (703) 684-1157

(703) 684-1120

Date: September 16, 2003

FACSIMILE COVER LETTER

Facsimile Number: 703 746-5149

To: Examiner Jeanine Goldberg  
Group Art Unit 1634, USPTO

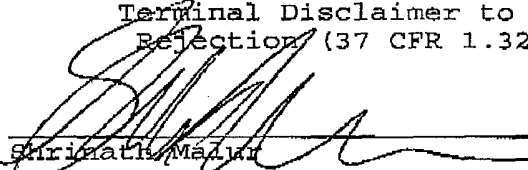
From: Mr. Shrinath Malur  
MATTINGLY, STANGER & MALUR, P.C.

Re: USSN 10/086,713  
Attorney Docket No.: NIT-133-07

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that the following listed documents are being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Transmittal Letter; and  
Second Preliminary Amendment. Also  
Transmittal of Terminal Disclaimer and  
Terminal Disclaimer to Obviate a Double Patenting  
Rejection (37 CFR 1.321(b)) (ref OG 7-28-92) filed 9/9/03

  
Shrinath Malur  
Reg. No. 34,663

September 16, 2003  
Date

Total Number of Pages (including cover sheet): 13

If the facsimile you receive is incomplete or illegible,  
please CALL (703) 684-1120. Thank you.

SEP-16-03

02:21PM FROM- MATTINGLY, STANGER &amp; MALUR, P.C.

+ 703 684 1157

T-126 P.027/037 F-361

FORM PTO-1083

PATENT

Case Docket No. NIT-133-07

In RE application of K. YASUDA et al

Serial No.: 10/086,713

Group Art Unit:

Filed: March 4, 2002

Examiner:

For: POLYNUCLEOTIDE SEPARATION METHOD AND APPARATUS THEREFORE

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith is an Amendment in the above-identified application.

- ☐ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
- ☐ No additional fee is required.

The fee has been calculated as shown below:

	(COL. 1)		(COL. 2)		(COL. 3)
	Claims Remaining After Amendment		Highest No. Previously Paid For		Present Extra
Total	6	Minus	20	=	0
Indep.	3	Minus	3	=	0
<input type="checkbox"/> First Presentation of Multiple Dependent Claims					

## SMALL ENTITY

Rate	Additional Fee
x 9	\$
x 42	\$
+ 140	\$
Total	\$

OR

## OTHER THAN A SMALL ENTITY

Rate	Additional Fee
x 18	\$ 0
x 84	\$ 0
+ 280	\$ 0
Total	\$ 0

OR

- \* If the entry in Col. 1 is less than the entry in Col. 2, write '0' in Col. 3.
- \*\* If the 'Highest Number Previously Paid For' in THIS SPACE is less than 20, write '20' in this space.
- \*\*\* If the 'Highest Number Previously Paid For' in THIS SPACE is less than 3, write '3' in this space.
- The 'Highest Number Previously Paid For' (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior Amendment or the number of claims originally filed.

- ☐ Please charge my Deposit Account No. 50-1417 in the amount of \$ \_\_\_\_\_.
- ☐ A check in the amount of \$ \_\_\_\_\_ is attached in payment of: \_\_\_\_\_.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1417.
- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ Any Extension of Time fees that are necessary, which are hereby requested if necessary.

MATTINGLY, STANGER & MALUR, P.C.  
1800 Diagonal Rd., Suite 370  
Alexandria, Virginia 22314  
(703) 684-1120

By:

*[Signature]*  
Srinetha Malur  
Registration No. 34,663  
Attorney for Applicant(s)

Date: September 16, 2003

NIT-133-07

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

K. YASUDA et al

Serial No. 10/086,713

Filed: March 4, 2002

For: POLYNUCLEOTIDE SEPARATION METHOD AND APPARATUS THEREFOR

SECOND PRELIMINARY AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Prior to examination, please amend the above application  
as follows.